

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Massachusetts

2004 JAN 29 P 2:59

F + D International Trading Inc

v.

Adelwale Adebayo d/b/a Bisbay  
Holdings International  
and

Fleet National Bank, as  
Trustee

SUMMONS IN A CIVIL CASE  
DISTRICT OF MASS.

CASE NUMBER:

03 12547 RCL

TO: (Name and address of Defendant)

Fleet National Bank  
100 Federal Street  
Boston, MA

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

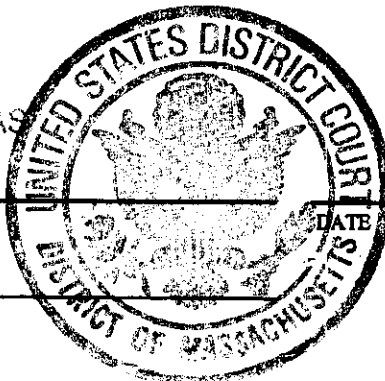
Mark A. White  
O'Brien & White, P.C.  
50 Congress Street  
Boston, MA 02109

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

(By) DEPUTY CLERK



12-18-03

RETURN OF SERVICE			
Service of the Summons and Complaint was made by me (1)		DATE December 18, 2003	
NAME OF SERVER BURTON M. MALKOFSKY		TITLE Process Server / A Disinterested Person	
Check one box below to indicate appropriate method of service			
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____, MASSACHUSETTS			
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left: _____			
Said service was made at: _____, MASSACHUSETTS			
<input checked="" type="checkbox"/> Other: By handing true and attested copies thereof to <u>Mr. Stephen Austin, Vault Attendant and</u> Duly Authorized Agent for the within-named <u>Defendant, Fleet National Bank.</u> Said service was made at: _____ <u>100 Federal Street, Boston</u> , MASSACHUSETTS			
STATEMENT OF SERVICE FEES			
TRAVEL	SERVICES \$ 20.00	TOTAL	\$ 20.00
DECLARATION OF SERVER			
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.			
Executed on <u>December 18, 2003</u> Date		<u>Burton M. Malkofsky</u> Signature of Server <u>One Devonshire Place, Boston, Massachusetts</u> Address of Server	
ADDITIONAL INFORMATION			
PLEASE NOTE THAT IT WAS NECESSARY TO MAKE _____ ATTEMPTS BEFORE MAKING PROPER SERVICE.			
Date	Time	Remarks	FEE
			\$ _____ .00
			\$ _____ .00
			\$ _____ .00
			\$ _____ .00
			\$ _____ .00
			\$ _____ .00
<b>DUE &amp; DILIGENT SEARCH:</b> \$ _____ .00 No service was made because when constable arrived at said address he discovered said address to be			<b>TOTAL</b> \$ _____ .00
(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.			